



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

BARRIER FREE DESIGN BOARD

Ottawa Building, Upper Level, Conference Room #2
611 West Ottawa Street
Lansing, Michigan 48933

APPROVED 01/25/2018

MINUTES

November 16, 2017

9:30 a.m.

MEMBERS PRESENT

Mr. Jason Turkish, Chairperson
Mr. Christopher MacKay
Mr. Daniel Vanderheide
Mr. David Mollitor
Ms. Jamie Spore
Mr. Michael Winkler

MEMBERS ABSENT

Mr. Jeffrey Eischen
Mr. Eric Thomas
Mr. Ronald Campbell

DEPARTMENT PERSONNEL ATTENDING

Mr. Keith Lambert, Director, BCC
Ms. LeeAnn Allaire, Manager, Administrative Services Division, BCC
Ms. Nancy Johnston, Department Analyst, Administrative Services Division, BCC
Ms. Sara Leiby, Secretary, Administrative Services Division, BCC

1. CALL TO ORDER AND DETERMINATION OF QUORUM

Chairperson Turkish called the meeting to order at 9:35 a.m. A quorum was present at that time.

2. APPROVAL OF AGENDA

A **MOTION** was made by Board Member Winkler and **SECONDED** by Board Member Mollitor to approve the agenda. **MOTION CARRIED.**

3. APPROVAL OF MINUTES

A. Open Session

A **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Mollitor to approve the open session minutes for the July 20, 2017 meeting. **MOTION CARRIED.**

B. Closed Session

A **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to approve the closed session minutes for the July 20, 2017 meeting. **MOTION CARRIED.**

4. EXCEPTION APPLICATIONS

A. PR2017BFD-000012, Michigan Theater – Ann Arbor

Mr. Robert Reich's exception application for the Michigan Theater was presented to the Board for relief from the requirements of Section 1104.3 of the 2012 Michigan Building Code (MBC).

Mr. Robert Reich, CCSHP Ann Arbor I, LLC c/o Campus Apartments, Mr. J. Bradley Moore, J. Bradley Moore & Associates Architects, Inc., and Mr. Glen Dempsey, City of Ann Arbor Building Official, provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to grant Mr. Reich's barrier free design rule exception application for the Michigan Theater. **MOTION CARRIED.**

B. PR2017BFD-000015, McLaren – Flint

Mr. Russell Hudson's exception application for McLaren - Flint was presented to the Board for relief from the requirements of Section 608.2.2.3 of the 2009 ICC/ANSI A117.1.

Mr. Russell Hudson and Ms. Sally Wagner, Director of Inpatient Rehabilitation at McLaren Flint, provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to grant Mr. Hudson's barrier free design rule exception application for McLaren Flint. **MOTION CARRIED.**

C. PR2017BFD-000016, McLaren - Flint

Mr. Russell Hudson's exception application for McLaren - Flint was presented to the Board for relief from the requirements of Section 604.2 of the 2009 ICC/ANSI A117.1.

Mr. Russell Hudson and Ms. Sally Wagner, Director of Inpatient Rehabilitation at McLaren Flint, provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member Winkler and **SECONDED** by Board Member Spore to grant Mr. Hudson's barrier free design rule exception application for McLaren Flint. **MOTION CARRIED.**

D. PR2017BFD-000019, Carriage Town Antique Center – Flint

Mr. Freeman Greer's exception application for Carriage Town Antique Center was presented to the Board for relief from the requirements of Sections 404.2.3.2, 604.3.1 and 606.2 of the 2009 ICC/ANSI A117.1.

Mr. Freeman Greer and Mr. Nick Hoffman, building owner, provided testimony for the review.

Board Member MacKay clarified that the exception requested is for relief from Section 604.3.1 alone to accommodate piping for roof conductor. Exceptions are not required for Sections 404.2.3.2 and 606.2.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Vanderheide to grant Mr. Greer's barrier free design rule exception application for Carriage Town Antique Center. **MOTION CARRIED.**

E. PR2017BFD-000020, Dexter Community Schools, Creekside Intermediate – Dexter

Mr. Greg Brand's exception application for Dexter Community Schools, Creekside Intermediate was presented to the Board for relief from the requirements of Sections 604.2, 604.3.1, 604.5, and 608.1 of the 2009 ICC/ANSI A117.1.

Mr. Greg Brand provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to grant Mr. Brand's barrier free design rule exception application for the new restroom at Creekside Intermediate School. **MOTION CARRIED.**

F. PR2017BFD-000022, Kalamazoo Covenant Academy – Kalamazoo

Ms. Gretchen LaHaie's exception application for Kalamazoo Covenant Academy was presented to the Board for relief from the requirements of Sections 1104.4, 1109.2 and 1109.7 of the 2012 MBC and Section 404.2.3.2 of the 2009 ICC/ANSI A117.1.

Ms. Gretchen LaHaie, Mr. Lester Gilbert, E. Gilbert & Sons, Mr. Darren McKenna, Partners in Architecture, and Mr. Nathaniel Ringholz, Partners in Architecture, provided testimony for the review.

Following discussion, the Board decided to adjudicate the exception request in 3 parts:

- i. A **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to grant the exception in part for the restrooms. **MOTION CARRIED.**
- ii. A **MOTION** was made by Board Member Winkler and **SECONDED** by Board Member Spore to grant the exception in part for the first floor door clearances. The second floor doors will be compliant and not require exception. **MOTION CARRIED.**
- iii. A **MOTION** was made by Board Member Winkler and **SECONDED** by Board Member MacKay to grant the exception in part for the elevator with the condition that the space, rooms 123 and 124 and part of passage 122, not be converted to classroom space without prior grant of exception by the Board. **MOTION CARRIED.**

G. PR2017BFD-000023, Ann Arbor Comedy Showcase – Ann Arbor

Ms. Claudia Neeb's exception application for the Ann Arbor Comedy Showcase was presented to the Board for relief from the requirements of Section 310.7 of the 2009 Michigan Rehabilitation Code for Existing Buildings.

Ms. Claudia Neeb and Mr. J. Bradley Moore, J. Bradley Moore & Associates Architects, Inc., provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Spore to grant Ms. Neeb's barrier free design rule exception application for the Ann Arbor Comedy Showcase. **MOTION CARRIED.**

5. UNFINISHED BUSINESS

A. 111873, Grande Trunke Home – South Lyon

Ms. Stowe withdrew her exception application by email dated November 15, 2017 and provided a copy of the permit issued by the City of South Lyon with plans for the proposed ramp to be installed.

B. PR2017BFD-000017, Bailey Center – East Lansing

Ms. Mikki Droste's accessibility alternatives requested for exception application for Bailey Center were presented to the Board for relief from the requirements of Section 1108.2.8 Performance Areas of the 2012 MBC.

Ms. Mikki Droste provided testimony for the review.

Following discussion, a **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Mollitor to grant Ms. Droste's barrier free design rule exception application for Bailey Center. **MOTION CARRIED.**

6. NEW BUSINESS

A. Board Member Introductions

Members of the Board, new and returning, introduced themselves.

Board Member Winkler advised that this would be his last meeting as a Board member due to his upcoming retirement as Holland Charter Township's Building Official.

B. Nomination and Election of Vice Chairperson

Chairperson Turkish advised of the vacancy in the Vice Chairperson position due to Mr. Michael Harris' departure from the Board.

Following discussion, A **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Mollitor to nominate himself, Mr. Christopher MacKay, as Vice Chairperson. **MOTION CARRIED.**

C. Board Training Discussion

Mr. Lambert informed the Board that Freedom of Information Act (FOIA), 1976 PA 442, training will be provided by Mr. Thomas Quasarano, Assistant Attorney General, and Open Meetings Act, 1976 PA 267, and Administrative Procedures Act, 1969 PA 306, training will be provided by Mr. Bill Denner, Assistant Attorney General, at the January 25, 2018 meeting.

D. Board Representative for Construction Code Commission

Chairperson Turkish inquired if any Board members would like to be his designee to the Construction Code Commission, since his prior designee, Mr. Greg Pollock, resigned from the Board. No Board members volunteered; therefore, Chairperson Turkish will serve on the Commission.

7. BUREAU REPORT

Mr. Lambert provided information on the following:

A. Builder Licensing and Regulation Program

The Builder Licensing and Regulation Program from the Bureau of Professional Licensing will transfer to the Bureau of Construction Codes in the future.

Additionally, Mr. Lambert advised the Board that representation from the Bureau of Construction Codes Administration will not be present at future meetings to allow for autonomous decision making as a public body.

8. PUBLIC COMMENT

None

9. 2018 MEETING DATES

The Board is scheduled to meet at 9:30 a.m. at 611 W. Ottawa, Lansing, MI 48933 in Upper Level Conference Room #6 on January 25, 2018, March 15, 2018, May 17, 2018, July 12, 2018, September 20, 2018, and November 15, 2018.

10. ADJOURNMENT

A **MOTION** was made by Board Member MacKay and **SECONDED** by Board Member Mollitor to adjourn the meeting at 11:07 a.m. **MOTION CARRIED.**